

Notice of Meeting and Agenda Procurement Sub-committee

Date	Time	Venue
Wednesday, 15 March 2017	14:30	Council Chambers (Renfrewshire), Council Headquarters, Renfrewshire House, Cotton Street, Paisley, PA1 1AN

KENNETH GRAHAM
Head of Corporate Governance

Membership

Councillor Bill Brown: Councillor Audrey Doig: Councillor Christopher Gilmour: Councillor Jim Harte: Councillor Jacqueline Henry: Councillor Brian Lawson: Councillor Paul Mack: Councillor Kenny MacLaren: Councillor Mags MacLaren: Councillor Alexander Murrin: Councillor Allan Noon: Councillor Jim Paterson: Councillor Tommy Williams:

Councillor Michael Holmes (Convener): Councillor Derek Bibby (Depute Convener):

Meeting Details

The meeting will take place at 14.30 or at the conclusion of the Finance & Resources Policy Board whichever is the later.

Members of the Press and Public

Members of the press and public wishing to attend the meeting should report to the customer service centre where they will be met and directed to the meeting.

Further Information

This is a meeting which is open to members of the public.

A copy of the agenda and reports for this meeting will be available for inspection prior to the meeting at the Customer Service Centre, Renfrewshire House, Cotton Street, Paisley and online at www.renfrewshire.cmis.uk.com/renfrewshire/CouncilandBoards.aspx

For further information, please either email democratic-services@renfrewshire.gov.uk or telephone 0141 618 7112.

Items of business

Apologies

Apologies from members.

Declarations of Interest

Members are asked to declare an interest in any item(s) on the agenda and to provide a brief explanation of the nature of the interest.

1(a) Contract Authorisation Report: Lochwinnoch Bridge Deck 5 - 8

Replacement Project - Contract Value Approval

Joint report by the Chief Executive and the Director of Community Resources.

1(b) Contract Authorisation Report: Outdoor Playground 9 - 16

Equipment - Robertson Park and Barshaw Park

Joint report by the Chief Executive and the Director of Community Resources.



To: Procurement Sub Committee

On: 15 March 2017

Report by:

**Joint Report
by
Chief Executive and Director of Community Resources**

Contract Authorisation Report

Lochwinnoch Bridge Strengthening Deck Replacement – Increased Contract Value Approval

1. Summary

- 1.1 The purpose of this report is to notify the Procurement Sub Committee of an increase in value of the Lochwinnoch Bridge Strengthening Deck Replacement contract, in accordance with Clause 20.3 of the Standing Orders Relating to Contracts 2016 and the Financial Regulations code 19.
 - 1.2 The original Contract value was approved by the Procurement Sub Committee on Tuesday 29 March 2016.
-

2. Recommendations

- 2.1 It is recommended that the Procurement Sub-committee note:

- 2.1.1 The revised Contract spend of £1,084,437.42 (an increase of £299,069.68 (28%)).

3. Background

- 3.1 The Council had a requirement for a suitably qualified and experienced contractor to carry out Bridge Strengthening Deck Replacement works in Lochwinnoch.
 - 3.2 On 29 March 2016 the Procurement Sub Committee authorised the award of the Contract for Lochwinnoch Bridge Strengthening Deck Replacement, reference RC1601_5298(ITT11121) to Coffey Construction Limited.
 - 3.3 The total of the Prices was £785,367.74, excluding VAT. The final total contract value is £1,084,437.42, 28% over the anticipated spend.
 - 3.4 Two main factors have resulted in a delay to the project and also increased the final cost to the project are:
 - 3.4.1 Delays caused by the utility companies; there was the prolonged period for moving the utility apparatus both from the old bridge into the temporary crossing and then back into the new bridge.
 - 3.4.2 Delays caused by design issues; following the award of the Contract, there were errors contained within the documents supplied by an external project designer. These errors resulted in the bridge beams requiring lengthening and also the design to be re-checked.

Both of these factors were assessed as “compensation events” under the contract. A compensation event can entitle the Contractor to additional money.
 - 3.5 The Council will investigate the possible recovery of these additional costs.
-

Implications of the Report

1. **Financial**
There is an increase of £299,069.68 to the original contract value approved on 29 March 2016.
2. **HR & Organisational Development**
N/A
3. **Community Planning**
See previous
4. **Legal**
The Contract terms allow for a re-measure of the works under the contract. They also provide for additional sums to be paid to the Contractor in the event that a compensation event occurs. Coffey Construction Limited have a contractual entitlement to the additional sums.

5. **Property/Assets**
N/A
 6. **Information Technology**
N/A
 7. **Equality & Human Rights**
See previous
 8. **Health & Safety**
See previous
 9. **Procurement**
See previous
 10. **Risk**
See previous
 11. **Privacy Impact**
N/A
-

List of Background Papers

CAR – Lochwinnoch Bridge FINAL, paper submitted to Procurement Sub Committee on 29 March 2016

Author: Laura Gillan, Assistant Strategic Commercial Category Manager, tel no 0141 618 7464, Laura.gillan@renfrewshire.gov.uk.



To: Procurement Sub Committee

On: Wednesday 15 March 2017

Report by:

**Joint Report
by
The Chief Executive and the Director of Community Resources**

Heading:

Contract Authorisation Report

**Outdoor Playground Equipment at Robertson Park and Barshaw
Park**

RC/OC/132/17

1. Summary

- 1.1 The purpose of this report is to seek the approval of the Procurement Sub-Committee to award two separate contracts: one for Outdoor Playground Equipment at Robertson Park, Renfrew and one for Outdoor Playground Equipment at Barshaw Park, Paisley.
 - 1.2 Both these Contracts were tendered in accordance with the below EU Threshold Open Procedure for Works and the Council's Standing Orders Relating to Contracts.
 - 1.3 A Contract Strategy was prepared by the Corporate Procurement Unit and was approved by the Acting Strategic Commercial and Procurement Category Manager and the Director of Community Resources in December 2016.
-

2. Recommendations

2.1 It is recommended that the Procurement Sub-Committee authorise:

2.1.1 The Head of Corporate Governance to award the Contracts for Outdoor Playground Equipment at Robertson Park and Barshaw Park to the parties noted in the table below:

Lots	Recommended Tenderer
Lot 1 – Robertson Park	Kompan Scotland Ltd.
Lot 2 – Barshaw Park	Russell Leisure Limited t/a Russell Play

2.1.2 The Contract values for each Contract are:

- For Lot 1 – Robertson Park: £194,957.59 excluding VAT; and
- For Lot 2 – Barshaw Park: £146,250.00 excluding VAT

2.1.3 The Date for Commencement of the Works will be:

- Lot 1 – Robertson Park: 24 July 2017; and
- Lot 2 – Barshaw Park: 22 May 2017.

The Date for Completion for both Lots will be a period of 5 weeks from the Date for Commencement of the Works.

2.1.4 Each Contract will be subject to the terms and conditions of the SBCC Minor Works Building Contract with Contractor's Design for use in Scotland 2013 Edition and as amended by the Z clauses.

3. Background

3.1 Renfrewshire Council plans to invest £2,250,000 to boost parks and green spaces, with most of the money being invested in Robertson Park, Renfrew and Barshaw Park, Paisley.

The project aims to:

- Meet the aspirations of the Council and park users in terms of facilities and attractions;
- Contribute to the quality of life within Renfrewshire, for residents, visitors and businesses; and
- Provide a suitable venue for events and attractions in each park.

- 3.2 These separate Contracts were tendered as below EU Threshold Works Contracts in accordance with the Open Procedure and the Council's Standing Orders Relating to Contracts.
- 3.3 Due to the similar nature of these two Contracts, One contract notice offering 2 Lots, each Lot being a separate Contract was published on the Public Contracts Scotland advertising portal on 1st December 2016.
- 3.4 The budget for the Contracts were set as follows:
- Lot 1 – Robertson Park £195,000
 - Lot 2 – Barshaw Park £146,250
- 3.5 Tenderers were told that the full budget for both Contracts must be committed.
- 3.6 Fifteen (15) organisations expressed an interest in participating in the tender process with the tender documentation available for downloading from the Public Contract Scotland – Tender website. By the closing date set for return of electronic tenders, 12 noon on 13th January 2017, five (5) companies submitted a response, four (4) declined to respond and six (6) did not reply.
- 3.7 Of the five (5) organisations who submitted a tender, all five (5) bid for both Lot 1 and Lot 2.
- 3.8 The Contract Lots were evaluated separately with Bids evaluated against a set of award criteria for each Lot which was based on a price/quality ratio of 20%/80%. In each Lot, the price score was combined with the quality score to give an overall total.
- 3.9 The quality weighting at this stage of the evaluation considered the design of each play area as well as the methodology and approach to delivering the type of Works required for these Contracts, including community benefits and workforce matters.
- 3.10 The scores relative to the award criteria for each tenderer in respect of the individual Lot are as follows:

Lot 1 – Robertson Park						
Contractor	Commercial Score	Play value Score	Technical Score	Community Benefits Score	Workforce Matters Score	Total Score
Kompan Scotland Ltd	20.00%	20.00%	36.25%	8.00%	5.00%	89.25%
Sutcliffe Play	20.00%	9.59%	37.50%	6.55%	3.75%	77.39%
Eibeplay Limited	20.00%	11.63%	32.50%	5.90%	5.00%	75.03%
Jupiter	20.00%	7.04%	31.25%	7.85%	5.00%	71.14%

Play and Leisure						
Russell Leisure Limited t/a Russell Play	20.00%	15.92%	13.75%	8.25%	5.00%	62.92%

Lot 2 – Barshaw Park						
Contractor	Commercial Score	Play value Score	Technical Score	Community Benefits Score	Workforce Matters Score	Total Score
Russell Leisure Limited t/a Russell Play	19.98%	20.00%	38.75%	8.25%	5.00%	91.98%
Jupiter Play and Leisure	19.98%	16.34%	37.50%	8.05%	5.00%	86.87%
Kompan Scotland Ltd	19.98%	15.73%	36.25%	8.00%	5.00%	84.96%
Eibeplay Limited	20.00%	17.80%	32.50%	5.90%	5.00%	81.20%
Sutcliffe Play	19.98%	11.10%	37.50%	6.55%	3.75%	78.88%

- 3.11 The top ranked contractor for each Lot was then evaluated against a pre-determined set of criteria in the form of the European Single Procurement Document (ESPD) by representatives from the Corporate Procurement Unit and Health and Safety against pre-determined criteria which assessed competence and expertise. The top ranked contractor in each Lot met the minimum requirements stated in the ESPD.
- 3.12 It is recommended that Contracts, for Outdoor Playground Equipment at Robertson Park (Lot 1) and Barshaw Park (Lot 2) respectively, are awarded to Kompan Scotland Ltd and Russell Leisure Limited t/a Russell Play who, based on the evaluation, have provided the most economically advantageous tenders in respect of the Lot 1 and Lot 2 Contracts.
- 3.13 Kompan Scotland Ltd and Russell Leisure Limited t/a Russell Play provided appropriate information with regard to their insurances and Health and Safety, Quality and Environmental Policies.

- 3.14 The recommended tenderers have offered Community Benefits applicable for individual Lot 1 and Lot 2 Contracts and these are shown in Appendix 1 to this report.
-

Implications of the Report

1. Financial

The financial stability of each recommended tenderer has been assessed as part of the evaluation procedure and met with the Council's minimum requirements for each Contract.

The cost of both Contracts will be met from Community Resources' capital budget.

2. HR & Organisational Development

Not applicable.

3. Community Planning

Kompan Scotland Ltd and Russell Leisure Limited t/a Russell Play have committed to deliver a number of community benefits for each of the Contracts as detailed in Appendix 1 of this report.

4. Legal

The tendering procedures for the establishment of these two Contracts were in accordance with Renfrewshire Council's Standing Orders Relating to Contracts for under EU Threshold Works contracts.

5. Property Assets

In carrying out the work involved with the two Contracts, the outdoor play facilities at both parks will be improved.

6. Information Technology

Not applicable.

7. Equality & Human Rights

The Recommendations contained within this report have been assessed in relation to their impact on equalities and human rights. No negative impacts on equality groups or potential for infringement of individuals' human rights have been identified arising from the recommendations contained in the report because for example it is for noting only. If required following implementation, the actual impact of the recommendations and the mitigating actions will be reviewed and monitored, and the results of the assessment will be published on the Council's website.

8. **Health & Safety**

The tenderers being awarded the Contracts have had their health and safety submissions evaluated by Corporate Health and Safety and meet the minimum requirements regarding health and safety.

9. **Procurement**

The Procurement procedures outlined within this report ensure that the Council meets its statutory requirements in respect of procurement procedures, efficiency and modern Government

10. **Risk**

The tenderer being awarded the Contracts have had their insurances assessed and evaluated to confirm that they meet the minimum requirement regarding risk.

11. **Privacy Impact**

Not applicable.

List of background papers

Report by Director of Community Resources to Council, titled Investment in Renfrewshire's Parks, dated 29 September 2016.

Author: Karen Thomson, Strategic Commercial and Category Manager,
Karen.thomson-fi@renfrewshire.gov.uk

Appendix 1 – Community Benefits Offered

Lot 1 – Robertson Park

Kompan Scotland Ltd	
Description of Community Benefit Offered	Number of People/Activity
Financial Support for a Community Project	1

Lot 2 – Barshaw Park

Russell Leisure Limited t/a Russell Play	
Description of Community Benefit Offered	Number of People/Activity
Skills and Training – Work Experience Placements (14-16 years of age)	1
Skills and Training – School Visits	1

